IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL REVISION No. 230 of 2007

C.T.O.

V/S

M/S JAISHREE INDUSTRIES

Mr. ANIL BHANSALI for Mr. NM LODHA, AAG., for the appellant / petitioner

Date of Order : 18.9.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

Perused the impugned orders. The two learned authorities below had set aside the penalty on the ground that before imposing penalty specific notice in this regard as required by Section 69 has not been given. It has not been shown to me that any such notice was at all given.

In that view of the matter, I do not find any error in the impugned orders. The revision petition is, therefore, dismissed summarily. However, it is clarified that if otherwise permissible by law, the impugned orders will not come in the way of the petitioners in issuing fresh notice under Section 69.

(N P GUPTA),J.

/Sushil/